HIGH COURT OF UTTARANCHAL AT NAINITAL

ORIGINAL JURISDICTION

Dated Nainital the 16th December, 2006

First Bail Application No. 1090 of 2006

Order on the bail application of the accused.

CRIMINAL SIDE

Smt. Indrawati,
W/o Shri Rajpal Singh,
R/o Police Station - Gulawati,
District – Bulandshahr. .....Applicant in Jail.

Versus

State of Uttaranchal .....Opposite Party

In Case Crime No. 249/ 2006
U/s 379/ 411 I.P.C.
P.S. Kotwali,
District- Dehradun.

The applicant has applied for bail in Case Crime No. 249 of 2006 U/s 379/411 I.P.C., P.S. Kotwali, District- Dehradun.

Heard Sri Lalit Sharma, counsel for the applicant and A.G.A. for the State.

Perused the FIR. It appears that the applicant has not been named in the F.I.R. However, during the course of the search, amount of Rs. 39,000/- was recovered from the applicant on 6th October, 2006.

Applicant has disputed that the amount recovered in the search has any connection with the commission of the crime.

I am not entering into the merit of the controversy. It will be open for the parties to take defence in the trial court itself with regard to the identity of the discovered amount.

Let the applicant be released on bail on executing personal bond and furnishing two sureties, each of the like amount to the satisfaction of the Chief Judicial Magistrate, Dehradun.

(Rajesh Tandon, J.)

Dated: 16.12.2006
Rathour